

111TH CONGRESS  
1ST SESSION

# H. R. 3038

To amend the Civil Rights Act of 1991 with respect to the application  
of such Act.

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## IN THE HOUSE OF REPRESENTATIVES

JUNE 25, 2009

Mr. McDERMOTT introduced the following bill; which was referred to the Committee on Education and Labor, and in addition to the Committee on the Judiciary, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned

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## A BILL

To amend the Civil Rights Act of 1991 with respect to  
the application of such Act.

1       *Be it enacted by the Senate and House of Representa-*  
2       *tives of the United States of America in Congress assembled,*

3       **SECTION 1. SHORT TITLE.**

4       This Act may be cited as the “Justice for Wards Cove  
5 Workers Act”.

6       **SEC. 2. AMENDMENTS.**

7       Section 402 of the Civil Rights Act of 1991 (42  
8 U.S.C. 1981 note) is amended—

1 (1) in subsection (a) by striking “(a) IN GEN-  
2 ERAL.—”; and

3 (2) by striking subsection (b).

4 **SEC. 3. APPLICATION AND CONSTRUCTION.**

5 (a) APPLICATION.—For purposes of determining the  
6 application of the amendments made by the Civil Rights  
7 Act of 1991, such amendments shall apply to a case that  
8 was subject to section 402(b) of the Civil Rights Act of  
9 1991 (as in effect on the day before the date of enactment  
10 of this Act) in the same manner and to the same extent  
11 as such amendments apply to any case brought under title  
12 VII of the Civil Rights Act of 1964 (42 U.S.C. 2000e et  
13 seq.) that was not subject to section 402(b) of the Civil  
14 Rights Act of 1991.

15 (b) CONSTRUCTION.—Nothing in this Act shall be  
16 construed to alter, or shall be considered to be evidence  
17 of, congressional intent regarding the application of such  
18 amendments to any case that was not subject to section  
19 402(b) of the Civil Rights Act of 1991.

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